

**THE BOARD OF COMMISSIONERS OF THE COUNTY OF CRAVEN MET IN REGULAR SESSION IN THE COMMISSIONERS’ ROOM OF THE CRAVEN COUNTY ADMINISTRATION BUILDING, 406 CRAVEN STREET, NEW BERN, NORTH CAROLINA ON MONDAY, NOVEMBER 4, 2002. THE MEETING CONVENED AT 7:00 P.M.**

**MEMBERS PRESENT:**

- Chairman C.W. “Pete” Bland
- Vice Chairman Johnnie Sampson, Jr.
- Commissioner Lee Kyle Allen
- Commissioner Donald Phillips
- Commissioner J. Harold Talton
- Commissioner Charles F. Tyson, Jr.

**MEMBERS ABSENT:**

- Commissioner Albert H. Toon

**STAFF PRESENT:**

- Harold Blizzard, County Manager
- George B. Sawyer, Assistant County Manager
- Richard F. Hemphill, County Finance Officer
- Ray H. Hoser, Human Resources Director
- Gwendolyn M. Bryan, Clerk to the Board
- James R. Sugg, County Attorney

Following an invocation by Commissioner Sampson and the Pledge of Allegiance, Commissioner Tyson moved to approve the minutes of October 21, 2002, seconded by Commissioner Phillips and unanimously carried

**CONSENT AGENDA**

*Budget Amendments*

Craven County Finance Officer, Rick Hemphill, submitted the following budget amendments for the Board’s approval. Commissioner Sampson moved for their approval, seconded by Commissioner Talton and unanimously carried in a roll call vote.

***DSS 7291 Mand.***

REVENUES	AMOUNT	EXPENDITURES	AMOUNT
101-7291-349-10-00 Day Care Combined	\$ 272,267.00	101-7291-450-39-26 Day Care Combined	\$ 272,267.00
TOTAL	\$ 272,267.00	TOTAL	\$ 272,267.00

**Justification:** Additional funds received from the Division of Child Development for Regular Subsidy Day Care. Funds are 100% Federal.

***DSS 7211 Inc Maint/DSS 7201 Admin.***

101-7211-349-19-00 Inc Maint. Staff & Overhead	\$ 1,235.00	101-7201-450-40-00 Contractual Services	\$ 1,235.00
TOTAL	\$ 1,235.00	TOTAL	\$ 1,235.00

**Justification:** Increase in allocation for Energy Administration. These funds will be used to help pay for the cost of the temporary workers for the Low Income Energy Assistance Program. Funds are 100% Federal.

*Schools Renovations*

**JOURNAL ENTRY**

378-8500-480-98-01	\$ 16,709.96	378-0000-101-00-00	\$ 16,709.96
To D/S Fd 275		Cash	
275-0000-101-00-00	\$ 16,709.96	275-0000-366-10-00	\$ 16,709.96
Cash		From Fd 378	

Residual Funds transfer (Contractor’s Sales Tax)  
From Schools Renovations Fund 378 to  
Schools Debt Service Fund 275

**BUDGET AMENDMENT**

378-0000-354-02-00	\$ 13,173.00	378-8500-480-98-01	\$ 13,160.00
Contractors ST		To Fd 275 D/S	
378-0000-369-32-00	\$ (13.00)		
TOTAL	\$ 13,160.00	TOTAL	\$ 13,160.00

**Justification:** Close out Schools Renovation Project Fund 378. Final contractor’s sales tax has been received.

**ORDINANCE:**

**SCHOOLS RENOVATIONS**  
(FUND 378)

This ordinance is hereby amended in the following amounts for expenditures for the Schools Renovation Project.

Expenditures:

Schools Renovations	\$ 22,359,256.00
<b>Total</b>	<b>\$ 22,359,256.00</b>

This ordinance is hereby amended in the following revenue amounts for the Schools Renovation Project.

Revenues:

State Building Bonds	\$ 21,966,792.00
Contractor’s Sales Tax	\$ 323,791.00
Schools	\$ 68,673.00
<b>Total</b>	<b>\$ 22,359,256.00</b>

This ordinance is hereby amended this 4<sup>th</sup> day of November, 2002.

*Tax Releases and Refunds*

Craven County Tax Administrator, Ronnie Antry, submitted the following routine requests for tax releases and refunds for the Board’s approval. Commissioner Sampson moved for their approval, seconded by Commissioner Talton and unanimously carried in a roll call vote.

*Credits*

TAXPAYER NAME	TICKET #	AMOUNT
AGILENT FINANCIAL SERVICES INC DOUBLE LISTED WITH ACCT #42772	2001-0000324	\$ 239.32
AGILENT FINANCIAL SERVICES INC DOUBLE LISTED WITH ACCT # 42772	2001-0000325	\$ 146.82
AGILENT FINANCIAL SERVICES INC DOUBLE LISTED WITH ACCT #42772	2001-0000326	\$ 74.60
AGILENT FINANCIAL SERVICES INC DOUBLE LISTED WITH ACCT #42772	2001-0000327	\$ 11.63
BAILEY, SPENCER W MILITARY-HIS NAME ONLY 02 LES-FL ECC-NONE (CAPT)	2002-0002024	\$ 161.41
BARE, CURTIS J & NORMA R SECOND HOME	2002-0002483	\$ 32.00
BAYLISS, RICHARD N SR DID NOT OWN 1/1/2002-REBILLED TO CORRECT OWNER	2002-0003162	\$ 577.90
BEASLEY FAMILY LIMITED PARTNER RENT DATA REVIEWED-REVISED VALUE-REBILLED	2002-0003255	\$30,742.49
BLACK, JOE DARIUS MILITARY-HIS NAME ONLY 02 LES-TN ECC-02/01/03	2002-0004349	\$ 122.00
BLOUNT, MICHAEL V PROPERTY VACANT-USED FOR STORAGE ONLY	2002-0004659	\$ 32.00
BOHLAND, JOHN F JR & KAREN L VALUE ADJUSTED PER BILL OF SALE	2002-0004798	\$ 57.52
BRANCH, ROY V DOUBLE LISTED WITH ACCT #47588	2002-0005451	\$ 102.48
CARTER, EDWARD E DID NOT OWN 1/1/2002-REBILLED TO CORRECT OWNER	2002-0008217	\$ 26.75
CHAMPION, JERRY CORRECTED BOAT APPRAISAL ERROR	2002-0008709	\$ 95.44
CHERRY BRANCH LIMITED PART DID NOT OWN /1/12002-REBILLED TO CORRECT OWNER	2002-0008984	\$ 817.21
CHURCH-FIRST BAPTIST OF NEW BER EXEMPT PARCEL	2002-0009204	\$ 908.69
CHURCH-FIRST BAPTIST OF NEW BER EXEMPT PARCEL	2002-0009205	\$ 244.82
CHURCH-TEMPLE BAPTIST OF NEW B EXEMPT PER GS 105-278.3	2002-0009269	\$ 310.34

CONLAN, JOSPEH F DID NOT OWN 1/1/2002	2002-0010272	\$ 65.71
DORY COURT BUILDERS INC HOUSE NOT LIVABLE NOR COMPLETE 7/1/2002	2002-0013794	\$ 32.00
FENTY, DARLENE JEAN DID NOT LIVE IN BRIDGETON 1/1/2001	2001-0015962	\$ 12.55
FENTY, DARLENE JEAN DID NOT LIVE IN BRIDGETON 1/1/2000	2000-0015842	\$ 13.68
FENTY, DARLENE JEAN DID NOT LIVE IN BRIDGETON 1/1/2002	2002-0016117	\$ 10.96
FREELANDER INC THE MORTGAGE PE CITY-COUNTY FORECLOSURE-LIEN EXTINGUISHED	2002-0017555	\$ 9.05
GARNER, JERRY L INCORRECT VALUE-WILL REBILL	2002-0018179	\$ 182.00
GIBBS, ROLAND JR HRS CITY-COUNTY FORECLOSURE-LIEN EXTINGUISHED	2002-0019178	\$ 219.80
GOODWIN, CARRIE ADA DID NOT OWN 1/1/2002-REBILLED TO CORRECT OWNER	2002-0019866	\$ 274.00
HARSEN, WILLIAM F & JOY MARIE CORRECT APPRAISAL ERROR	2002-0022384	\$ 394.77
HAWKINS, JAMES E SECOND HOME	2002-0022780	\$ 32.00
HILL ENTERPRISES INC-BOB CORRECTED APPRAISAL ERROR	2002-0023650	\$ 1,008.20
HINES, NELLIE CORRECTED APPRAISAL ERROR	2002-0023974	\$ 121.53
HUNTING, MIKE MILITARY-HIS NAME ONLY 02 LES-FL ECC-01/01/08	2002-0025211	\$ 1,129.02
JONES, ROBERT W CITY-COUNTY FORECLOSURE-LIEN EXTINGUISHED	2002-0027460	\$ 45.24
JONES, SHIRLEY GREEN CITY-COUNTY FORECLOSURE-LIEN EXTINGUISHED	2002-0027486	\$ 22.62
JULIAN, JASON WAYNE MILITARY-HIS NAME ONLY 02 LES-TX ECC-NONE (CAPT)	2002-0027723	\$ 21.80
KELLY, STEPHEN A & RENELLE L MILITARY-HIS NAME ONLY LES-LA ECC-10/01/06	2002-0028045	\$ 103.75
KFJ WORLDLY.COM LLC NOT IN BUSINESS 1/1/2002	2002-0028205	\$ 8.10
LODGE-SHEBA LODGE #94 EXEMPT PER GS 105-275 (19)	2002-0030854	\$ 50.42

MARTHA MARIE PETERSON NOT INBUSINESS 1/1/2002	2002-0032133	\$ 82.50
MARTIN, MARY JANE CORRECTED APPRAISAL ERROR	2002-0032254	\$ 15.40
MCDONALD, WILLIAM JAMES & JANE INCORRECT SITUS S/B 2A	2002-0033315	\$ 26.68
MONROE, BEULAH KOONCE INCORRECT VALUE-WILL REBILL	2002-0035162	\$ 23.67
NORRIS, ANDREW HRS PROPERTY VACANT	2002-0037577	\$ 32.00
PERKINS, HIRAM M MILITARY-HIS NAME ONLY 02 LES-GA ECC-08-31-02	2002-0039250	\$ 16.00
PETTY, TODD R BOAT DESTROYED IN 1999 IN HURRICANE	2002-0039458	\$ 5.92
PITNEY BOWES INC CORRECTED TAX VALUE ERROR	2002-0039815	\$ 12.27
PITNEY BOWES INC CORRECTED TAX VALUE ERROR	2002-0039816	\$ 290.77
PITNEY BOWES INC CORRECT TAX VALUE ERROR	2002-0039817	\$ 1,178.33
PITNEY BOWES INC CORRECT TAX VALUE ERROR	2002-0039818	\$ 30.92
REGIONAL TELEPHONE SERVICE NOT IN BUSINESS 1/1/2002	2002-0041528	\$ 63.80
RENNEYS CREEK MINE INC DID NOT OWN 1/1/2002-REBILLED TO CORRECT OWNERS	2002-0041675	\$ 606.07
SCHILLER, HERMAN & GAIL CORRECTED LISTING ON DWELLING	2002-0044269	\$ 51.46
SCHARDER, KRISTOPHER T & KIMBE INCORRECT VALUE-WILL REBILL	2002-0044347	\$ 80.28
SMITH, ELIZABETH A MOBILE HOME PARK REMOVED PRIOR TO 1/1/2002	2002-0045871	\$ 322.15
SOLOMITO, MATTHEW T DID NOT OWN 1/1/2002	2002-0046481	\$ 75.09
STOKES, CLAUDIOUS ARDELL & PROPERTY USED AS STORAGE ONLY	2002-0047585	\$ 32.00
SUPERIOR CLEANING SERVICE INC NOT IN BUSINESS 1/1/2002	2002-0048032	\$ 5.25
T & B ASSOCIATES INC NOT IN BUSINESS 1/1/2002	2002-0048372	\$ 57.34

TALLIVAN, MONICA MOBILE HOME DEMOLISHED PRIOR TO 1/1/2002	2002-0048429	\$ 54.48
TEMPULSE LLC NOT IN BUSINESS 1/1/2001	2001-0090822	\$ 76.80
TEMPULSE LLC NOT IN BUSINESS 1/1/2002	2002-0049051	\$ 67.91
TOLER, WEBSTER, ALTON & SHERYL VACANT PROPERTY	2002-0049906	\$ 32.00
TRUELOVE, JERRY F JR & LYNN INCORRECT SITUS S/B 7N	2002-0050436	\$ 3.47
VAUGHN, LUCIEN R & TERESA H VALUE ADJUSTED ON PROPERTY	2002-0090252	\$ 16.64
WACHTER, RICHARD E & MARY ANN CORRECTED LISTING ON DWELLING	2002-0051554	\$ 7.77
WATERS, WILLIAM AUSTIN JR HOUSE INCOMPLETE 1/1/2002	2002-0052371	\$ 1,020.13
WATSON, JOHN G PROPERTY NOT SITUS IN CRAVEN CO. ON 1/1/2002	2002-0052436	\$ 393.07
WHITE, DEVA M CORRECTED SIZE OF MH SHOULD BE DWMH	2002-0053782	\$ 146.07
WHITE, DEVA M CORRECTED SIZE OF MH SHOULD BE DWMH	2001-0091770	\$ 169.41

69 – CREDIT MEMO(S) \$ 43,456.27

*Refunds*

CHAMPION, JERRY CORRECTED BOAT APPRAISAL ERROR	2001-0008605	\$ 114.50
HILL ENTERPRISES INC – BOB CORRECT APPRAISAL ERROR	2002-0023650	\$ 2,486.40
HUNTING, MIKE MILITARY-HIS NAME ONLY 01 LES-FL ECC-01/01/08	2001-0091586	\$ 1,277.08
LEWIS, JACK L INCORRECT SITUS-SHOULD BE 8R	2002-0030275	\$ 43.75
LUPER, WILLIAM D & SUSAN JEWEL TAXES PAID PRIOR TO BOARD ACTION TAKEN ON 10/21/02	2002-0031162	\$ 40.64

5 – REFUND(S) \$ 3,962.37

*Subdivisions for Approval*

Craven County Planning Director, Don Baumgardner, presented the following subdivisions for the Board's approval. Commissioner Sampson moved for approval, as presented, seconded by Commissioner Talton and unanimously carried in a roll call vote.

Pierce Landing – Final: The property, owned by Richard and Lillie Ipock and surveyed by Jerome Norman, is located within Twp 1 off of SR 1438 (Pierce Landing Road). The subdivision contains 5 lots on 4.06 acres and is proposed to be served by individual wells and septic systems. The Planning Board reviewed and recommended the subdivision for final approval.

Campbell’s Park – Final: The property, owned by Armester L. Campbell and surveyed by Jerome Norman, is located within Twp 1 off of SR 1478 (Butler Ford Rd). The subdivision contains 3 lots on 2.68 acres and is proposed to be served by community water (Lot 2), individual wells (Lots 1&3) and septic systems. The Planning Board reviewed and recommended the subdivision for final approval.

*Hazard Mitigation Grant Program (HMGP) Buyout Public Assistance/Demolition Project*

A bid opening for the demolition of one (1) dwelling acquired under HMGP Buyout project was held on October 21, 2002. Bids were received from four general contractors; Everette George, Styron Construction, Carolina Salvage and M&K Land Construction. Contract award recommendation for the lowest responsible bidder is Styron Construction in the amount of \$3,700.00. Commissioner Sampson moved to award the bid to Styron Construction in the amount of \$3,700.00, seconded by Commissioner Talton and unanimously carried in a roll call vote.

*FY 00 Crisis Housing Assistance Program Awards*

A bid opening for the rehabilitation of five (5) homes through the Craven County FY 00 CHA Project was held on Wednesday, October 30<sup>th</sup> at 2:00 p.m. at the Planning Department. The following bid awards were recommended by the Planning Department, with one home to be re-bid. Commissioner Sampson moved to award the bids as recommended, seconded by Commissioner Talton and unanimously carried in a roll call vote.

<u>Owner</u>	<u>Contractor/Award</u>	<u>Notes</u>
Elton Sampson 1390 Old Brick Road Vanceboro	Steven Davis \$41,345	Second Low Bidder
Georgia Ensley 601 New Liberty Road New Bern	United Builders \$88,500	Low Bidder
Helen Jones 3705 River Road Vanceboro	United Builders \$56,350	Low Bidder
Wanda Anderson 2301 Oaks Road New Bern	Danny Clark \$15,845	Low Responsible Bidder

**PETITIONS OF CITIZENS**

*Mr. Byrd Henshaw* approached the Board again concerning the merits of joining a lawsuit with other counties and municipalities against the Secretary of Revenue. He petitioned for an immediate vote to be taken by the Board. Commissioner Tyson questioned the fee arrangement with the law firm, which is handling the suit, Boyce and Isley, in Raleigh. Mr. Henshaw responded that he was told that it would only cost the local government \$1,000 to join the suit. Commissioner Tyson moved, seconded by Commissioner Allen that the County Attorney be directed to contact the firm of Boyce and Isley to find out the

financial arrangements for joining the suit. The motion was carried by five (5) “Ayes”, there being one (1) “Nay” from Commissioner Bland.

*Mayor George Griffin* of the City of Havelock addressed the Board concerning the authorization to collect the third one-half cent local option sales tax. He introduced his City Commissioners present, Al Reed, Jim Neinstedt, Don Beaver, Jimmy Sanders, and Eva Sermons. He asked that the Board reconsider enacting the third one-half cent sales tax in Craven County and provided details concerning the impact of the loss of these funds to the Havelock City budget.

*Mayor James Findley* of River Bend petitioned the Board to reconsider enactment of the third one-half cent local option sales tax and also proposed an ad valorem tax rate adjustment.

Commissioner Tyson inquired if the new board that is seated in December could act in a timely enough manner to begin collecting the local option sales tax in January. He stated that he would not support enactment of the tax. Commissioner Sampson favored taking action on the tax, rather than leaving it for a new board. Commissioner Phillips reported on an informal survey that he had conducted, with the results showing that most citizens favored raising the third one-half cent sales tax if there were an option to lower the ad valorem rate; however, the majority were not in favor of enacting the additional sales tax in the absence of an option to reduce the ad valorem rate. He recommended that the new board should be making the decision. Commissioner Talton stated his opinion that the additional sales tax would be a more favorable option inasmuch as it will share the burden with non-residents and tourists, along with Craven County residents. Commissioner Allen stated that at the very least there should be a public hearing concerning the sales tax before any action is taken by the Board. Commissioner Bland urged members of the public who have a strong position concerning the enactment of the third one-half cent sales tax contact their respective Commissioner and request a public hearing so that the matter can be aired.

### **PUBLIC HEARING TO AMEND AND EXPAND COUNTY ZONING ORDINANCE**

At 8:20 p.m. Commissioner Sampson moved to go into public hearing, as advertised, concerning a proposed County Zoning Ordinance amendment, seconded by Commissioner Talton and unanimously carried. A brief recess was declared, and the Board reconvened at 8:30 p.m. Craven County Planning Director, Don Baumgardner, explained the reasoning for the proposed amendment to the County’s Zoning Ordinance. He stated the area that is under study is on the right side of US Hwy 101 going eastward approximately to the junction of Ferry Road. The purpose of the proposed amendment is to limit high-density development in an area that has hazard potential relative to a runway zone at MCAS Cherry Point. He stated that the provision would not stop the usage of property but would limit the density in the absence of water/sewer infrastructure. The limit would be two units per acre???. The following members of the public spoke:

1. Alvin West inquired about the impact of the proposed amendment on property values, and stated that tax rates should be adjusted to reflect changes that result from zoning and limitations on units.
2. George Bell spoke against the proposed amendment, stating that it is unnecessary because the area in question is not densely developed.
3. Jonathon James inquired why both sides of U.S. Hwy. 101 are not treated the same.
4. Wilson Lee asserted that the jet noise does not concern the residents. Having lived with it over some years, they have become accustomed to it. He also speculated that the crash potential is no greater than any other location where planes fly through cities tall buildings.

5. Willie Rainey inquired why restrictions on the opposite side of the road are more restrictive than those now being proposed.
6. Lena Smith stated that there seems to be bias, in that Havelock can build whatever and as much as they wish, while restrictions are being placed on residents along U.S. Hwy. 101.
7. Clarence Jarman objected, stating that he had invested in property on Cahougue Creek and still pays taxes on it, although he cannot do anything worthwhile with the property.
8. George Bell inquired what statistics were used in developing the proposed plan. Mr. Baumgardner stated that generic, cross-country statistics were used.

Following comment by the public, Joe McKinney, Executive Director of East Carolina Council of Governments, suggested that a meeting be held in the community affected by the proposed amendment to discuss and answer any questions that the residents may have. In addition, the members of the public were referred to the Eastern Carolina Council of Governments Web Site to obtain maps of the proposed amendment. Commissioner Talton moved to go out of public hearing, seconded by Commissioner Sampson and unanimously carried.

#### **PUBLIC HEARING ON COMMUNITY TRANSPORTATION PROGRAM GRANT APPLICATION**

At 9:25 p.m. the Board went into public hearing, as advertised, to receive public comment on the Community Transportation Program grant application. CARTS Director, Johnny Purvis, prefaced the hearing with some detailed information concerning the total amount of the grant, \$352,866, which reflects \$307,924 in federal and state funds being brought back to Craven County, with a required local match of \$45,141, which will be generated by sale of surplus vehicles and revenue surplus. There were no members of the public who spoke and at 9:28 p.m. Commissioner Tyson moved to go out of public hearing, seconded by Commissioner Talton and unanimously carried. Commissioner Sampson moved to approve the grant application, seconded by Commissioner Allen and unanimously carried.

#### **PUBLIC HEARING FOR PUBLIC REVIEW OF CRAVEN COUNTY'S WELFARE REFORM RENEWAL PLAN**

At 9:29 p.m. Commissioner Phillips moved to go into public hearing concerning the County's Welfare Reform Renewal Plan, seconded by Commissioner Talton and unanimously carried. Social Services Director, Donn Gunderson, reported on the County's progress during the time it has been on the current plan, stating that public assistance cases decreased from 1,778 in 1995 to 528 at the end of July, 2002. Bob Crawford spoke during the public hearing and inquired concerning the constancy of the population reflected in the cases. Mr. Gunderson responded that approximately 200 of the 528 cases are grandparents and aunts taking care of minors and that approximately 300 are temporary cases involving clients who are in and out of jobs, some who are awaiting disability. At 9:35 p.m., there being no other speakers, Commissioner Talton moved to go out of public hearing, seconded by Commissioner Tyson and unanimously carried. Commissioner Phillips moved to adopt the proposed Welfare Reform Renewal Plan, seconded by Commissioner Sampson and unanimously carried.

#### **APPOINTMENTS – SEXUAL ASSAULT RESOURCE CENTER**

The Board received a recommendation from the Sexual Assault Resource Center for the reappointment of Mary Ann Harper, whose term is expiring. Commissioner Allen nominated Ms. Harper for reappointment. Commissioner Phillips moved to close

nominations, with Ms. Harper being appointed by acclamation, seconded by Commissioner Sampson and unanimously carried.

### **COUNTY ATTORNEY'S REPORT**

County Attorney, Jim Sugg, indicated that he would be requesting a closed session concerning two (2) items. It was the consensus of the Board to defer the closed session until the end of the meeting.

#### *Firemans Association Property Conveyance Resolution*

Mr. Sugg presented the following resolution concerning the Board's intent to convey 18.92 acres at the end of Corporate Lane to the Firemans Association. Commissioner Talton moved to adopt the following resolution, seconded by Commissioner Tyson and unanimously carried.

### **RESOLUTION OF THE CRAVEN COUNTY BOARD OF COMMISSIONERS AUTHORIZING THE SALE OF PROPERTY BY PRIVATE SALE AT A NEGOTIATED PRICE TO CRAVEN COUNTY FIREMANS ASSOCIATION, INC.**

**WHEREAS**, Craven County is the owner of that certain property in Township 8, Craven County, North Carolina, containing 18.92 acres, located along an undeveloped portion of Industrial Drive (SR 1371) in the Craven County Industrial Park;

Being all that certain tract or parcel of land lying and being situate in Township 8, Craven County, North Carolina, and more particularly described as follows:

BEGINNING at an iron stake located in the southern right of way of undeveloped Industrial Drive, said beginning being South 69° 43' 14" East 1,140.00 feet along the southern line of Industrial Drive from an iron stake in the eastern line of paved Corporate Lane, thence from the place of beginning South 69° 43' 14" East 676.07 feet along said right of way of Industrial Drive to an iron stake being the northwestern corner of the City of New Bern property; thence with the City of New Bern property South 20° 00' 48" West 691.07 feet to an iron stake being the southwest corner of the City of New Bern; thence continuing South 20° 00' 48" West 514.39 feet with a new line to an iron stake in the east of a ditch in the Weyerhaeuser line; thence with said ditch and Weyerhaeuser line North 71° 59' 55" West 676.48 feet to an iron stake; thence a new line North 20° 00' 48" East 1,232.35 feet to the point of beginning containing 18.92 acres.

**WHEREAS**, the Craven County Firemans Association, Inc. (hereinafter "Association") has requested that the 18.92 acres be conveyed to the said Association to be used by the Association as a fire training facility; and

**WHEREAS**, the Craven County Board of Commissioners (hereinafter "Board") has discussed this matter and has decided that said property will be conveyed to the Association by private sale at a negotiated price upon terms and conditions satisfactory to Craven County and the Association, pursuant to N.C. Gen. State. § 160A-267 and 160A-279; and

**WHEREAS**, the Board adopts this resolution to sell the property by private sale at a negotiated price after this resolution is adopted and a notice summarizing the content of the resolution is published in the *Sun Journal*, a newspaper with general circulation in Craven County, upon the expiration of ten (10) days after its publication.

**NOW, THEREFORE, BE IT RESOLVED** that the Board intends to dispose of the 18.92 acres hereinabove described by private sale at a negotiated price upon adoption of this resolution and publication of said notice in the *Sun Journal*. The sale shall not be consummated until after ten (10) days after the publication of said notice in the *Sun Journal*.

Done this 4<sup>th</sup> Day of November, 2002.

### **COUNTY MANAGER'S REPORT**

County Manager, Harold Blizzard, introduced Finance Officer, Rick Hemphill, who presented refinancing agreements for the Courthouse Annex, Human Services Building and Airport Terminal. Commissioner Talton moved to authorize the negotiation of rates and to enter into the refinancing agreements as presented by the Finance Officer, seconded by Commissioner Allen and unanimously carried.

### **COMMISSIONERS' REPORTS**

*Commissioner Allen* advised the Board that he would be attending the upcoming Legislative Goals Committee meetings in preparation for the Legislative Conference of the North Carolina Association of County Commissioners as a member of that committee.

*Commissioner Tyson* expressed concern for Commissioner Toon's health and the wishes for his speedy recovery.

*Commissioner Sampson* asked for prayers for Commissioner Toon.

*Commissioner Bland* asked that the Board consider looking at appropriations at the December 18<sup>th</sup> meeting for Merci Clinic, Sexual Assault Resource Center and Women's Shelter. He indicated that he would propose an appropriation of \$15,000 for Merci Clinic and \$14,000 for Sexual Assault Resource Center and Coastal Women's Shelter.

At 9:50 p.m. Commissioner Phillips moved to recess to convene the Water and Sewer Board of Directors meeting, seconded by Commissioner Sampson and unanimously carried.

At 9:55 p.m. the Board was declared back in regular session. Commissioner Talton moved to go into closed session at the request of the County Attorney, pursuant to NCGS 143-318.11 (a)(3) & (4) concerning industrial development incentives and NCGS 143.318.11 (a)(6) concerning a personnel matter.

At 10:30 p.m. Commissioner Phillips moved to go out of closed session, seconded by Commissioner Talton and unanimously carried.

County Attorney, Jim Sugg, reported that a personnel matter had been discussed but no action taken. Commissioner Phillips moved to set a public hearing for 9:00 a.m. on December 18<sup>th</sup> concerning economic development incentives that have been discussed in closed session. Commissioner Sampson seconded the motion, which carried unanimously.

At 10:31 p.m. the meeting was adjourned by motion of Commissioner Talton, seconded by Commissioner Phillips and unanimously carried.

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Chairman C.W. "Pete" Bland

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Gwendolyn M. Bryan, Clerk

